

RECEIVED  
CENTRAL FAX CENTER

FEB 13 2006

PATENT APPLICATION  
Docket No. 8512-67

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Danial Jones

Serial No. 10/773,537 Examiner: Troy Chambers

Confirmation No. 6792

Filed: February 5, 2004 Group Art Unit: 3641

For: PNEUMATIC ASSEMBLY FOR A PAINTBALL GUN

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION

The owner, William Gardner, Jr., President of Smart Parts, Inc., having a place of business at 100 Station Street, Latrobe, PA 15661, assignee of the entire right, title and interest of the above described U.S. Patent Application No. 10/773,537, filed February 5, 2004 for PNEUMATIC ASSEMBLY FOR A PAINTBALL GUN, by assignment recorded in Reel 014970, Frames 0046, on February 5, 2004, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on prior Patent Application No. 10/695,049 ("prior patent") as the term of said prior patent is defined in 35 U.S.C. §§ 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

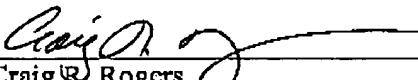
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later expires for failure to pay a maintenance fee; is held unenforceable; is

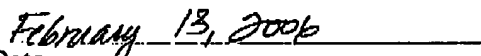
found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney of record for the instant application.

Attached is the fee prescribed under 37 CFR 1.20(d).

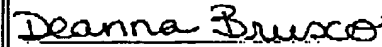
  
Craig W. Rogers  
Registration No. 43,888

  
Date

MARGER JOHNSON & McCOLLOM, P.C.  
210 S.W. Morrison Street, Suite 400  
Portland, Oregon 97204  
(503) 222-3613

I hereby certify that this correspondence  
is being transmitted to the U.S. Patent and  
Trademark Office via facsimile number  
571-273-8300 on February 13, 2006.

Signature

  
Deanna Brusco